

Affidavit of Publicatis

ITEM 5

Affidavit of Publication or

CALIFORNIA NEWSPAPER SERVICE

P.O. BOX 60460

LOS ANGELES, CA 90060-0460

ATTN: IRENE

STATE OF CALIFORNIA} ss.
County of San Diego}

The Undersigned, declares under penalty of perjury under the laws of the State of California: That....She is a resident of the County of San Diego. THAT....She is and at all times herein mentioned was a citizen of the United States, over the age of twenty-one years, and thatShe is not a party to, nor interested in the above entitled matter; thatShe is..... Chief Clerk for the publisher of

The San Diego Union-Tribune

a newspaper of general circulation, printed and published daily in the City of San Diego, County of San Diego, and which newspaper is published for the dissemination of local news and intelligence of a general character, and which newspaper at all the times herein mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established, printed and published at regular intervals in the said City of San Diego, County of San Diego, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to, and which newspaper is not devoted to nor published for the interests, entertainment or instruction of a particular class, profession, trade, calling, race, or denomination, or any number of same; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following date, to-wit:

Aida Cisneros
Chief Clerk for the Publisher

Legal Classified Advertisement

Ad # 9321938

Ordered by: IRENE

**NOTICE OF
PUBLIC HEARING
CALIFORNIA
REGIONAL WATER
QUALITY CONTROL
BOARD
SANDIEGO REGION**

The California Regional Water Quality Control Board, San Diego Region (Regional Board) will consider the following actions:

During its regularly scheduled meeting on September 8, 2004, the Regional Board heard oral public testimony regarding tentative Order No. R9-2004-0154. During the meeting the Regional Board directed its staff to make additional modifications to tentative Order No. R9-2004-0154 and bring the tentative Order back for the Regional Board's consideration at its November 10, 2004 meeting.

The recommendations of the Regional Board have been incorporated into tentative Order No. R9-2004-0154 and the tentative Order also incorporates, where appropriate, comments received by the public and resource agencies on the tentative Order. The Regional Board will receive comments only on the revisions made to the tentative Order subsequent to the September 8 Board meeting. NPDES Permit Renewal, tentative Order No. R9-2004-0378; NPDES Permit No. CA0107239; Waste Discharge Requirements for University of California, Scripps Institution of Oceanography, San Diego County.

NPDES Permit Renewal, tentative Order No. R9-2004-0154; NPDES Permit No. CA0001368; Waste Discharge Requirements for Duke Energy, LLC, South Bay Power Plant, Chula Vista, San Diego County.

NPDES Permit Revision, tentative Addendum No. 1 to Order No. R9-2002-0169; NPDES Permit No. CA0109169; Waste Discharge Requirements for U.S. Navy, Naval Base San Diego, San Diego County.

WDR Permit Update, tentative Order No. R9-2004-0389; Waste Discharge Requirements for DS Waters of America, LP, Lakeside Bottling Plant, San Diego County.

The Regional Board wishes to obtain public input on these matters. The Regional Board will hear oral testimony and consider written comments associated with the above items at its meeting on Wednesday, November 10, 2004 at a Regional Board meeting beginning at 9:00 a.m. in the Boardroom of the Regional Board's Office, location (see address below).

Interested persons are invited to attend to present testimony. Oral statements will be heard, but for the accuracy of the record, important testimony should be in writing. Written testimony should be received in the Regional Board office by October 27, 2004 to be considered by the Regional Board. Written comments received after 5:00 p.m. on November 3, 2004 will not be provided to the Regional Board members prior to the hearing. Testimony must be delivered to the Regional Board's office at:

174 Skyview Court
Suite 100
San Diego, CA 92128
Phone: (619) 457-2552
Fax: (619) 457-0772

Testimony may also be submitted by e-mail, subject to the above time deadlines and as long as the total submission (including attachments) does not exceed five printed pages in length. E-mail testimony must be submitted to: rbagenda@rb7.swrcb.ca.gov

To insure consideration by the Regional Board, insert the word "Agenda" in the subject line.

Pursuant to Title 23, California Code of Regulations, Section 6602, the Regional Board may refuse to admit written testimony into evidence if it is not submitted to the Regional Board in a timely manner, unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would create an unreasonable hardship.

Information related to this matter is currently available and may be reviewed at the Regional Board Office or on the Regional Board web page at: <http://www.swrcb.ca.gov/rwacb/>. For additional information the following staff should be contacted:

Please contact Mr. Paul J. Richter at (858) 627-3929 or by email at: prichter@rb7.swrcb.ca.gov. For information regarding the issuance of tentative Order No. R9-2004-0378, NPDES Permit No. CA0107239.

Please contact Mr. Hashim Navrozli at (858) 627-3929 or by email at: hnavrozli@rb7.swrcb.ca.gov. For information regarding the issuance of tentative Order No. R9-2004-0154, NPDES Permit No. CA0001368.

Please contact Mr. Tony Felix at (858) 627-3929 or by email at: tfelix@rb7.swrcb.ca.gov. For information regarding the issuance of tentative Order No. R9-2004-0389.

Please contact Mr. John Phillips at (858) 627-3929 or by email at: jphillips@rb7.swrcb.ca.gov. For information regarding the issuance of tentative Addendum No. 1 to Order No. R9-2002-0169, NPDES Permit No. CA0109169.

Please bring the foregoing to the attention of any persons you know who would be interested in this matter.

JOHN H. ROBERTUS
Executive Officer

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